

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

TIMOTHY HARMON

PLAINTIFF

VS.

**JUSTIN WILCOX, JBS CARRIERS
INC. & MILLER BROTHERS
COMPANY, INC.**

DEFENDANTS

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6:13-CV-469

STIPULATION OF DISMISSAL WITH PREJUDICE

Plaintiffs, Intervenor, and Defendants file this Stipulation of Dismissal With Prejudice under Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

1. Plaintiff is Timothy Harmon; Intervenor is the Texas State Office of Risk Management; Defendants are Justin Wilcox, JBS Carriers, Inc. & Miller Brothers Company, Inc.
2. Plaintiff and Intervenor moves to dismiss the suit with prejudice.
3. Defendants, who have served an Answer, agree to the dismissal.
4. This case is not a class action.
5. A receiver has not been appointed in this case.
6. This case is not governed by any federal statute that requires a court order for dismissal of the case.
7. Plaintiff and Intervenor have not previously dismissed any federal or state court suit based on or including the same claims as those presented in this case.
8. This dismissal is with prejudice to refiling.

RESPECTFULLY SUBMITTED,

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CERTIFICATE OF SERVICE

I do hereby certify that on May 27th, 2014, a true and correct copy of the above and foregoing document has been forwarded via fax and/or certified mail, return receipt requested to Plaintiffs' counsel of record, **Jason McMinn, McMinn Law Firm**, 502 W. 14th Street, Austin, Texas 78701, and to Intervenor's counsel of record, **Sandra E. Salas Horne**, Assistant Attorney General, Tort Litigation Division, P.O. Box 12548, Capitol Station, Austin, Texas 78711-2548.


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